



Entered on Docket
February 15, 2007

**Hon. Linda B. Riegle
United States Bankruptcy Judge**

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13 | Counsel for the Official Committee of Equity Security Holders of
USA Capital First Trust Deed Fund, LLC

UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEVADA

15	In re: USA COMMERCIAL MORTGAGE COMPANY Debtor) BK-S-06-10725-LBR) Chapter 11)
16	In re: USA CAPITAL REALTY ADVISORS, LLC. Debtor) BK-S-06-10726-LBR) Chapter 11)
17	In re: USA CAPITAL DIVERSIFIED TRUST DEED FUND, LLC. Debtor) BK-S-06-10727-LBR) Chapter 11)
18	In re: USA CAPITAL FIRST TRUST DEED FUND, LLC. Debtor) BK-S-06-10728-LBR) Chapter 11)
19	In re: USA SECURITIES, LLC. Debtor) BK-S-06-10729-LBR) Chapter 11)
20	Affects)
21	<input type="checkbox"/> All Debtors)
22	<input checked="" type="checkbox"/> USA Commercial Mortgage Co.)
23	<input type="checkbox"/> USA Securities, LLC)
24	<input type="checkbox"/> USA Capital Realty Advisors, LLC)
25	<input type="checkbox"/> USA Capital Diversified Trust Deed) DATE: February 16, 2007
26	<input checked="" type="checkbox"/> USA First Trust Deed Fund, LLC) TIME: 9:30 a.m.
27)

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203 S. Fausti (1922) 1922
Let 400 A. (1922)

1 **ORDER RE: STIPULATION RE MOTION BY THE OFFICIAL COMMITTEE OF**
2 **EQUITY SECURITY HOLDERS OF USA CAPITAL FIRST TRUST DEED FUND**
3 **LLC TO ESTIMATE AN ADEQUATE RESERVE FOR UNLIQUIDATED AND**
4 **DISPUTED CLAIMS IN ORDER TO PERMIT FURTHER DISTRIBUTIONS TO**
FTDF MEMBERS (OVCA/HODES)

5 The Court having considered the Stipulation re Motion by the Official Committee of
6 Equity Security Holders of USA Capital First Trust Deed Fund, LLC to Estimate an Adequate
7 Reserve for Unliquidated and Disputed Claims in Order to Permit Further Distributions to
8 FTDF Members (OVCA/Hodes) (the "Stipulation") and good cause appearing:

9 **IT IS HEREBY ORDERED THAT the Stipulation is approved.**

10 **IT IS FURTHER ORDERED THAT** on an interim basis, pending resolution of
11 anticipated objections to the OVCA and Hodes claims, a reserve in the amount of \$50,000
12 shall be established on behalf of the OVCA Claim, and a reserve in the amount of \$30,000
13 shall be established on behalf of the Hodes Claim.

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15
16 **SUBMITTED BY:**

17 **SHEA & CARLYON, LTD.**

18
19
20 **JAMES PATRICK SHEA**
21 **CANDACE C. CARLYON**
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31 **Los Angeles, CA 90067**

1 APPROVED/DISAPPROVED:

2 OVCA ASSOCIATES, INC. DEFINED PENSION PLAN

3

4 William J. Ovca, Jr.

5 By: William J. Ovca, Jr., Trustee

6 APPROVED/DISAPPROVED:

7 GAIL HODES IRA

8 Gail Hodes

9 By: Gail Hodes

10 APPROVED/DISAPPROVED:

11 RAY QUINNEY & NEBBEYER P.C.

12

13 ~~Annette W. Jarvis, Utah Bar No. 1649
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17 and

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23 Counsel for the Debtor

24 REVIEWED:

25 OFFICE OF U.S. TRUSTEE

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28 Las Vegas, NV 89101

1 | APPROVED/DISAPPROVED:

2 OVCA ASSOCIATES, INC. DEFINED PENSION PLAN

By: William J. Cyca, Jr., Trustee

6 APPROVED/DISAPPROVED:

7 GAIL HODES IRA

Guil Hayes

By: Gail Hodges

APPROVED/DISAPPROVED:

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17 | and

18 SCHWARTZER & MODIWERSON

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